



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :  
Toshiro KOBAYASHI et al. : **Confirmation No. 5320**  
Serial No. 10/715,412 : **Mail Stop: MISSING PARTS**  
Filed November 19, 2003 : **Attorney Docket No. 2003-1495A**  
STACKED FUEL CELL AND METHOD **THE COMMISSIONER IS AUTHORIZED**  
FOR ITS MAINTENANCE **TO CHARGE ANY DEFICIENCY IN THE**  
**FEES FOR THIS PAPER TO DEPOSIT**  
**ACCOUNT NO. 23-0075**

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF**  
**NONPROVISIONAL APPLICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

On November 30, 2004, the Office issued a Notice to File Missing Parts of Nonprovisional Application. The Notice indicated that the oath or declaration was unsigned and gave Applicants two months to file the executed oath or declaration.

However, a similar Notice was issued February 13, 2004. In response thereto, an executed declaration was filed February 27, 2004. A copy of the papers filing the executed declaration, and the executed declaration itself, are attached.



COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Toshiro KOBAYASHI et al.

Serial No. 10/715,412

Filed November 19, 2003



Confirmation No. 5320

Attn: BOX MISSING PARTS

Attorney Docket No. 2003-1495A

STACKED FUEL CELL AND METHOD FOR  
ITS MAINTENANCE

PATENT OFFICE FEE TRANSMITTAL FORM

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Attached hereto is a check in the amount of \$130.00 to cover Patent Office fees relating to filing the following attached papers:

Late filing of executed Declaration ..... \$130.00

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

*The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.*

Respectfully submitted,

Toshiro KOBAYASHI et al.

By

Nils E. Pedersen  
Registration No. 33,145  
Attorney for Applicants

NEP/krq  
WENDEROTH, LIND & PONACK, L.L.P.  
2033 K St., N.W., Suite 800  
Washington, D.C. 20006-1021  
Telephone (202) 721-8200  
February 27, 2004

[Check No. \_\_\_\_\_]

2003\_1495A

COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 5320**  
Toshiro KOBAYASHI et al. : Docket No. 2003-1495A  
Serial No. 10/715,412 : Group Art Unit 1745  
Filed November 19, 2003 : **ATTN: BOX MISSING PARTS**

STACKED FUEL CELL AND METHOD FOR  
ITS MAINTENANCE

---

**SUBMISSION OF ENGLISH/JAPANESE**  
**DECLARATION AND POWER OF ATTORNEY**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The attached Declaration and Power of Attorney includes both Japanese language text and English language text. The English language text constitutes an accurate translation of the Japanese language text.

Respectfully submitted,

Toshiro KOBAYASHI et al.


By: \_\_\_\_\_  
Nils E. Pedersen  
Registration No. 33,145  
Attorney for Applicants

NEP/krp  
Washington, D.C. 20006-1021  
Telephone (202) 721-8200  
Facsimile (202) 721-8250  
February 27, 2004

Accordingly, it is respectfully submitted that the Notice of November 30, 2004 has been issued in error. Withdrawal of the Notice as well as the requirement for the submission of the executed oath or declaration is requested.

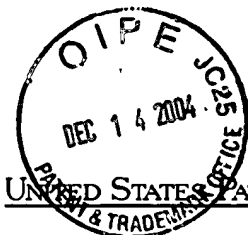
Respectfully submitted,

Toshiro KOBAYASHI et al.

By: 

Nils E. Pedersen  
Registration No. 33,145  
Attorney for Applicants

NEP/krq  
Washington, D.C. 20006-1021  
Telephone (202) 721-8200  
Facsimile (202) 721-8250  
December 14, 2004



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/715,412	11/19/2003	Toshiro Kobayashi	2003-1495A

CONFIRMATION NO. 5320

**FORMALITIES LETTER**



\*OC000000014635658\*

000513  
WENDEROTH, LIND & PONACK, L.L.P.  
2033 K STREET N. W.  
SUITE 800  
WASHINGTON, DC 20006-1021

Date Mailed: 11/30/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

*Teague & Woldeyes*  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



BEST AVAILABLE COPY

ATTY DOCKET #: 2003-1495A

Confirmation No. 5320

OUR REF: 2003-1495A/NEP/01798

Applicant: Toshiro KOBAYASHI et al.

Serial No.: 10/715,412

Filing Date: November 19, 2003

Title: STACKED FUEL CELL AND METHOD FOR ITS MAINTENANCE

COPY

Due Date: April 13, 2004

**Receipt of the following papers is acknowledged:**

1. Patent Office Fee Transmittal Form (in duplicate)
2. Reply to Notice to File Missing Parts of Application
3. Copy of Notice to File Missing Parts of Nonprovisional Application
4. Submission of English/Japanese Declaration and Power of Attorney w/Executed Declaration
5. Check in the amount of \$130.00

Date: February 27, 2004

Attorney: NEP/krq

[Check No. 60465]

